UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

| JEROME STONE, Individually and On Behalf of All Others Similarly Situated, |) Case No: 1:11-cv-07968-JPO |
|---|------------------------------|
| Plaintiff, |)) |
| vs. |)) |
| AGNICO-EAGLE MINES LTD, SEAN BOYD, EBERHARD SCHERKUS, AMMAR AL- JOUNDI, and DAVID GAROFALO, |))) |
| Defendants. |) |
| : |)) |
| | |
| CHRIS HASTINGS, Individually and On Behalf of All Others Similarly Situated, |) Case No: 1:11-cv-08466-JPO |
| Plaintiff, |)) |
| vs. |)) |
| AGNICO-EAGLE MINES LTD, SEAN BOYD, EBERHARD SCHERKUS, AMMAR AL- JOUNDI, and DAVID GAROFALO, |))) |
| Defendants. | ,)) |
| | ,) |

RESPONSE OF ROBERT LACEY TO COMPETING MOTIONS FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF COUNSEL

Plaintiff Robert Lacey ("Plaintiff" or "Mr. Lacey") respectfully submits this response to

the competing motions filed in the above-captioned actions for consolidation, appointment as

Lead Plaintiff pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934 (the

"Exchange Act"), 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation

Reform Act of 1995 (the "PSLRA"), and for approval of selection of counsel.

Mr. Lacey recognized that he does not possess the largest financial interest among the

various lead plaintiff movants. Indeed, movant Första AP-Fonden ("AP1") has submitted a Lead

Plaintiff application attesting to losses of \$3.6 million in its transactions in the publicly traded

securities of Agnico-Eagle Mines LTD. AP1 has by far the largest losses of the competing Lead

Plaintiff applicants and appears to satisfy all of the requirements for Lead Plaintiff appointment

pursuant to the PSLRA.

Accordingly, Mr. Lacey endorses AP1 Lead Plaintiff appointment. However, should the

Court determine that AP1 or any of the other movants with larger financial interests in the

outcome of this litigation are unable to serve as Lead Plaintiff, Mr. Lacey is willing and able to

assume the role of Lead Plaintiff on behalf of the class.

Dated: January 23, 2012

By: /s/ Christopher S. Jones

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 23rd day of January, 2012, I presented the foregoing to the Clerk of the Court for filing and uploading to the CM/ECF system.

<u>/s/ Christopher S. Jones</u> Christopher S. Jones